



#12 10-10-03
RB

NIT-302

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

M. SHIRAI et al

Serial No. 09/942,718

Group Art Unit: 2828

Filed: August 31, 2001

Examiner: D. Flores Ruiz

For: MODULE FOR OPTICAL COMMUNICATIONS

REQUEST FOR CONSIDERATION OF PRIORITY DOCUMENT

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request that the priority document submitted and filed on August 31, 2001 be officially considered of record.

An Office Action was mailed on September 25, 2003. However, the Office Action did not acknowledge the claim for priority.

Therefore, Applicants respectfully request that the Examiner officially acknowledge the priority document.

Respectfully submitted,

Gene W. Stockman

Gene W. Stockman
Registration No. 21,021
Attorney for Applicants

MATTINGLY, STANGER & MALUR
1800 Diagonal Road, Suite 370
Alexandria, Virginia 22314
(703) 684-1120
Date: October 2, 2003

RECEIVED
OCT -2 2003
TECHNOLOGY CENTER 2800



NIT-302

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

M. SHIRAI et al

Serial No. 09/942,718

Group Art Unit: 2828

Filed: August 31, 2001

Examiner: D. Flores Ruiz

For: MODULE FOR OPTICAL COMMUNICATIONS

REQUEST FOR INITIALED PTO-1449 FORM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants filed an Information Disclosure Statement and PTO-1449 Form on August 31, 2001. However, the Examiner has not yet returned an initialed copy of the PTO-1449 Form to indicate that the documents listed thereon were considered by the Examiner.

Therefore, Applicants respectfully request that the Examiner initial and return a copy of the attached PTO-1449 Form filed August 31, 2001.

Respectfully submitted,

Gene W Stockman

Gene W. Stockman
Registration No. 21,021
Attorney for Applicant

MATTINGLY, STANGER & MALUR
1800 Diagonal Road, Suite 370
Alexandria, Virginia 22314
(703) 684-1120
Date: October 2, 2003

TECHNOLOGY CENTER 2809

OCT-2 2003

RECEIVED

FORM PTO-1449
(REV. 7-80)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

NIT-302

SERIAL NO.

09/942,718

LIST OF DOCUMENTS CITED BY APPLICANT

(Use several sheets if necessary)

APPLICANT

M. SHIRAI et al

FILING DATE

8/31/01

GROUP

2828

U.S. PATENT DOCUMENTS

| * EXAMINER INITIAL | DOCUMENT | DATE | NAME | CLASS | SUBCLASS | FILING DATE (If Appropriate) |
|-----------------------|----------|------|------|-------|----------|---------------------------------|
| | AA | | | | | |
| | AB | | | | | |
| | AC | | | | | |
| | AD | | | | | |
| | AE | | | | | |
| | AF | | | | | |
| | AG | | | | | |
| | AH | | | | | |
| | AI | | | | | |
| | AJ | | | | | |
| | AK | | | | | |

FOREIGN PATENT DOCUMENTS

| | DOCUMENT | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION | |
|--|--------------|--------|---------|-------|----------|-------------------------------------|--------------------------|
| | | | | | | YES | NO |
| | AL 04-072783 | 3/6/92 | Japan | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| | AM | | | | | <input type="checkbox"/> | <input type="checkbox"/> |
| | AN | | | | | <input type="checkbox"/> | <input type="checkbox"/> |
| | AO | | | | | <input type="checkbox"/> | <input type="checkbox"/> |
| | AP | | | | | <input type="checkbox"/> | <input type="checkbox"/> |

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

| | | |
|--|----|--|
| | AR | K. Kudo et al, "1.55 um Wavelength-Selectable Microarray DFB-LD's with Monolithically Integrated MMI Combiner, SOA, and EA-Modulator," |
| | | IEEE Phototonics Technology Lettters, Vol. 12, No. 3, p. 242. |
| | AS | |
| | AT | |

EXAMINER

DATE CONSIDERED

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.